

ORDINANCE NO. 3843

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, REVISING REGULATIONS CONCERNING OUTDOOR BURNING FOR RECREATIONAL PURPOSES AND FIXING A TIME WHEN THE SAME SHALL BECOME EFFECTIVE.

WHEREAS, The Washington Clean Air Act Legislation and Chapter 173-425 WAC (Outdoor Burning) identifies restriction upon open burning in Urban Growth Areas (UGA); and

WHEREAS, The Puget Sound Clean Air Agency sets standards and allowance for outdoor burning and recreational fires, and is the regulatory enforcement of same for the Puget Sound UGA and maintains an active enforcement commission to impose fines on indoor and outdoor burning that impairs air quality and makes nuisance to Edmonds citizens; and

WHEREAS, firefighters may investigate concerns of smoke, noxious fumes, and other events of air quality impairment; and

WHEREAS, the City Council finds that the public health, safety, and welfare will not be harmed by, and will allow for greater enjoyment of out of doors and private properties when recreational fires are allowed to citizens; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF EDMONDS, WASHINGTON, DO
ORDAIN AS FOLLOWS:

Section 1. Edmonds City Code 5.22.030 is amended to read as follows:

5.22.030 Outdoor burning ban.

A. Outdoor burning means the combustion of material of any type in an open fire or in an outdoor container.

B. Notwithstanding any other code provision to the contrary, it shall be unlawful for any person to engage in outdoor burning within the city limits of Edmonds, except as provided herein in this chapter.

C. Except under active air quality burn bans when designated by Snohomish County, this section shall not apply to: (1) fires which are burned for fire-fighting training; or (2) small cooking fires (consisting solely of charcoal, natural gas, propane or seasoned natural wood); (3) campfires at designated state, county and city campgrounds; (4) road flares, marine flares, and similar devices associated with signal and illumination for public safety purposes; and (5) recreational and ceremonial fires defined and regulated by Puget Sound Clean Air Agency. All fires creating nuisance or air quality impairment must immediately be extinguished. No fire permit will be required upon these activities and within these conditions.

D. Any person violating this section shall be guilty of a gross misdemeanor, and upon conviction thereof, be punished as provided in ECC 5.50.020. This penalty provision shall be in effect until December 31, 2000; thereafter, the penalties for violation of this section shall be the same as specified in RCW 70.94.430 and 70.94.431 as they now exist or may hereafter be amended. [Ord. 2886 § 1, 1992].

Section 2. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

APPROVED:


MAYOR MIKE COOPER

ATTEST/AUTHENTICATED:


CITY CLERK, SANDRA S. CHASE

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY


JEFF TARADAY

FILED WITH THE CITY CLERK:	06-24-2011
PASSED BY THE CITY COUNCIL:	06-28-2011
PUBLISHED:	07-03-2011
EFFECTIVE DATE:	07-08-2011
ORDINANCE NO. <u>3843</u>	

SUMMARY OF ORDINANCE NO. 3843

of the City of Edmonds, Washington

On the 28th day of June, 2011, the City Council of the City of Edmonds, passed Ordinance No. 3843. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, REVISING REGULATIONS CONCERNING OUTDOOR BURNING FOR RECREATIONAL PURPOSES AND FIXING A TIME WHEN THE SAME SHALL BECOME EFFECTIVE.

The full text of this Ordinance will be mailed upon request.

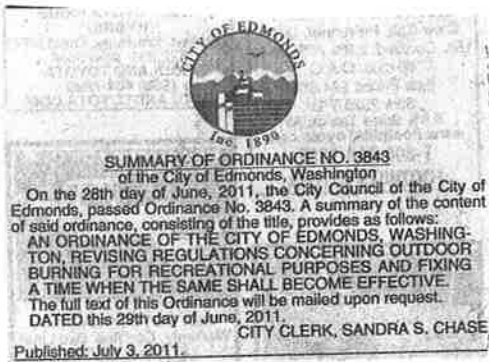
DATED this 29th day of June, 2011.


CITY CLERK, SANDRA S. CHASE

Affidavit of Publication

STATE OF WASHINGTON,
COUNTY OF SNOHOMISH

} S.S.



The undersigned, being first duly sworn on oath deposes and says that she is Principal Clerk of THE HERALD, a daily newspaper printed and published in the City of Everett, County of Snohomish, and State of Washington; that said newspaper is a newspaper of general circulation in said County and State; that said newspaper has been approved as a legal newspaper by order of the Superior Court of Snohomish County and that the notice

Summary of Ordinance 3843

City of Edmonds

a printed copy of which is hereunto attached, was published in said newspaper proper and not in supplement form, in the regular and entire edition of said paper on the following days and times, namely:

July 03, 2011

and that said newspaper was regularly distributed to its subscribers during all of said period.

Jody Enohl

Principal Clerk

Subscribed and sworn to before me this

4th

day of July, 2011

[Signature]

Notary Public in and for the State of Washington, residing at Everett, Snohomish County.